



Docket No.: 050195-0376

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Osamu SHIMAMURA, et al. : Confirmation Number: 3790
Application No.: 10/622,511 : Group Art Unit: 1745
Filed: July 21, 2003 : Examiner: Cynthia K. Lee
For: AUTOMOBILE CELL AND RELATED METHOD

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of December 9, 2005 wherein restriction has been required, Applicants hereby elect Group I (claims 1-17) with traverse for prosecution in the above-identified application.

As is clear from claim 1 drawn to an automobile cell and claim 18 drawn to a method of making an automobile cell, the Examiner has no basis for the assertion that "the method can be made by a product that doesn't require the positive electrode terminal lead to be sandwiched between welded portions."

In the event the Examiner does not reconsider the restriction requirement, Applicants respectfully request rejoinder, examination, and allowance of claim 18 upon the allowance of the Group I claims, in accordance with the provisions of MPEP § 821.04.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,
McDERMOTT WILL & EMERY LLP

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